IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE ELIPE DHARMA RAO**

**WRIT PETITION NO : 10371 of 2005**

Between:

M.Jithendra, S/o. Ramanaiah,
Gudur Mandal, Nellore District.

**..... PETITIONER**

AND

1 The Joint Collector, Nellore,
2 The Revenue Divisional Officer, Nellore.
3 The Mandal Revenue Officer, Thotapalli Gudur, Nellore.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or writ, more particularly one in the nature of writ of Mandamus declaring the order of the 2nd respondent in Rc.C/2418/2004 dt.22-03-2005 where under the authorization of the petitioner F.P Shop of Gamallapalem Village, Thotapalli Gudur Mandal is placed under suspension and further action of the 1st respondent in not granting stay in the appeal filed by the petitioner in Rc.E.168/2005 as illegal, arbitrary and violative of principles of natural justice and contrary to the provisions of A.P. Public Distribution System (Control) Order, 2001 and set-aside the order of the 2nd respondent in Rc.C/2418/2004 dt.22.03.2005 and pass such other order or orders in the interests of justice.

**Counsel for the Petitioner: MR.V.SUDHAKAR REDDY**

**Counsel for the Respondent No.: GP FOR CIVIL SUPPLIES**

**The Court at the stage of admission made the following :**

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***ORAL ORDER:***

Heard both sides.

The grievance of the petitioner is that aggrieved by the order passed by the second respondent dated 22.3.2005, he filed an appeal along with stay application before the first respondent and the same is still pending.

As the petitioner filed an appeal before the first respondent, without going into the merits of the case, I deem it appropriate to direct the first respondent to dispose of the appeal itself, within a period of six weeks from the date of receipt of a copy of this order.

With the above observation, the Writ Petition is disposed of. No order as to costs.

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ELIPE DHARMA RAO,J

DATED: 29.04.2005

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To

1 The Joint Collector, Nellore,
2 The Revenue Divisional Officer, Nellore.
3 The Mandal Revenue Officer, Thotapalli Gudur, Nellore.

4. Two CCs to G.P. for Civil Supplies, High Court of A.P., Hyderabad (OUT)

5. Two CD copies.